

Court of Appeals, State of Michigan

ORDER

Lawrence Haywood v Kristy J. Schumaker RN (On Remand)

Docket No. 300177

LC No. 10-001782-NH

David H. Sawyer
Presiding Judge

William B. Murphy, C.J.

Joel P. Hoekstra
Judges

Pursuant to MCR 7.205(D)(2), in lieu of granting the application for leave to appeal, this Court VACATES the August 24, 2010, order of the Kent Circuit Court and REMANDS this matter for reconsideration of defendants' motion for summary disposition in light of *Driver v Naini*, 490 Mich 239; 802 NW2d 311 (2011), *Burton v Reed City Hosp Corp*, 471 Mich 745; 691 NW2d 424 (2005), and plaintiffs' counterargument predicated on an application of MCL 600.2912(7)-(9). This order has immediate effect. MCR 7.215(F)(2). The Court does not retain jurisdiction.



A true copy entered and certified by Larry S. Royster, Chief Clerk, on

MAR -2 2012

Date


Chief Clerk